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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
10 SACRAMENTO DIVISION  
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12 **Wilbert Rogers, Jr.,**

13 Petitioner,

14 v.

15 **Anthony Malfi, Warden,**

16 Respondent.  
17

2:03-cv-2638 MCE DAD P

**ORDER**

18 IT IS HEREBY ORDERED that:

19 1. Petitioner's January 5, 2007 objection to Respondent's December 26, 2006 request  
20 for extension of time is moot, and Petitioner's January 5, 2007 request to deny respondent any  
21 further extension of time is denied.

22 2. Respondent's January 25, 2007 request for a third extension of time is granted.

23 3. Respondent is granted a final extension of time to February 26, 2007, to file a  
24 response to Petitioner's Second Amended Petition for Writ of Habeas Corpus.

25 DATED: January 26, 2007.

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27   
28 DALE A. DROZD  
UNITED STATES MAGISTRATE JUDGE

DAD:13  
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